

1 PHILLIP A. TALBERT  
2 Acting United States Attorney  
3 KEVIN C. KHASIGIAN  
4 Assistant United States Attorney  
5 501 I Street, Suite 10-100  
Sacramento, CA 95814  
Telephone: (916) 554-2700

5 Attorneys for the United States

6

7

8 IN THE UNITED STATES DISTRICT COURT

9 EASTERN DISTRICT OF CALIFORNIA

10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 APPROXIMATELY \$37,000.00 IN  
U.S. CURRENCY,

15 Defendant.

2:20-MC-00281-KJM-KJN

STIPULATION AND ORDER EXTENDING TIME  
FOR FILING A COMPLAINT FOR FORFEITURE  
AND/OR TO OBTAIN AN INDICTMENT  
ALLEGING FORFEITURE

16

17 It is hereby stipulated by and between the United States of America and potential claimant Hong  
18 Tran (“claimant”), by and through their respective counsel, as follows:

19 1. On or about September 2, 2020, claimant filed a claim in the administrative forfeiture  
20 proceeding with the United States Postal Inspection Service (“USPIS”) with respect to the Approximately  
21 \$37,000.00 in U.S. Currency (hereafter “defendant currency”), which was seized on July 23, 2020.

22 2. The USPIS has sent the written notice of intent to forfeit required by 18 U.S.C. §  
23 983(a)(1)(A) to all known interested parties. The time has expired for any person to file a claim to the  
24 defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other than claimant has filed a claim  
25 to the defendant currency as required by law in the administrative forfeiture proceeding.

26 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for  
27 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant currency  
28 is subject to forfeiture within ninety days after a claim has been filed in the administrative forfeiture

1 proceeding, unless the court extends the deadline for good cause shown or by agreement of the parties.  
2 That deadline was December 1, 2020.

3       4. By Stipulation and Order filed November 20, 2020, the parties stipulated to extend to  
4 February 1, 2021, the time in which the United States is required to file a civil complaint for forfeiture  
5 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject  
6 to forfeiture.

7       5. By Stipulation and Order filed January 27, 2021, the parties stipulated to extend to March  
8 3, 2021, the time in which the United States is required to file a civil complaint for forfeiture against the  
9 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
10 forfeiture.

11       6. By Stipulation and Order filed March 2, 2021, the parties stipulated to extend to May 3,  
12 2021, the time in which the United States is required to file a civil complaint for forfeiture against the  
13 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
14 forfeiture.

15       7. By Stipulation and Order filed April 29, 2021, the parties stipulated to extend to July 2,  
16 2021, the time in which the United States is required to file a civil complaint for forfeiture against the  
17 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
18 forfeiture.

19       8. By Stipulation and Order filed June 30, 2021, the parties stipulated to extend to August 2,  
20 2021, the time in which the United States is required to file a civil complaint for forfeiture against the  
21 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
22 forfeiture.

23       9. By Stipulation and Order filed August 30, 2021, the parties stipulated to extend to October  
24 1, 2021, the time in which the United States is required to file a civil complaint for forfeiture against the  
25 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
26 forfeiture.

27       10. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to  
28 November 1, 2021, the time in which the United States is required to file a civil complaint for forfeiture

1 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject  
2 to forfeiture.

3       11. Accordingly, the parties agree that the deadline by which the United States shall be required  
4 to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment alleging that  
5 the defendant currency is subject to forfeiture shall be extended to November 1, 2021.

6 Dated: 10/1/21

**PHILLIP A. TALBERT**  
Acting United States Attorney

By: /s/ Kevin C. Khasigian  
KEVIN C. KHASIGIAN  
Assistant United States Attorney

10 | Dated: 10/1/21

/s/ Geoffrey G. Nathan  
GEOFFREY G. NATHAN  
Attorney for potential claimant  
Hong Tran  
(Signature authorized by email)

The stipulation is approved. The deadline by which the United States shall be required to file a complaint of forfeiture against the defendant currency, to obtain an indictment alleging the defendant currency is subject to forfeiture, or both, is extended to November 1, 2021. The court has granted several similar requests in the past and does not anticipate granting any further continuances absent a showing of good cause.

## **IT IS SO ORDERED.**

DATED: October 5, 2021.

---

**CHIEF UNITED STATES DISTRICT JUDGE**

---